

Notice of Allowability

Application No.

09/804,309

Examiner

Truc T. Chuong

Applicant(s)

MCCLELLAN, JAMES R.

Art Unit

2179

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the Amendment, filed 12/21/06.
2. ☒ The allowed claim(s) is/are 1-26.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

1. Applicants' Attorney, Mr. Russ Weinzimmer and Examiner discussed and agreed to amend claims 18-19, and 20-23 of the existing claims 1-26 in the phone interview on Monday, March 19, 2007; and the Applicant gives the Examiner permission to correct the issue on Examiner's Amendment. The Examiner's Amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

2. The application has been amended as follows:

a. Claims 18 and 19, in line 1, will be amended respectively as "Obtaining as in any one of" to be replaced by "The method of any one of":

18. (currently amended): The method [Obtaining as in] of any one of claim 2 and claim 11, wherein said obtaining further comprises:

19. (currently amended): The method [Obtaining as in] of any one of claim 3 and claim 15, wherein said obtaining further comprises:

b. Claims 20-23, in line 1, will be amended respectively as "A computer-readable medium" to be replaced by "A computer-readable storage medium":

20. (currently amended): A computer-readable storage medium encoded with a program

21. (currently amended): A computer-readable storage medium encoded with a program

22. (currently amended): A computer-readable storage medium encoded with a program

Art Unit: 2179

23. (currently amended): A computer-readable storage medium encoded with a program
(For the remaining text of these claims, please see amended claims filed 12/21/06).

Allowable Subject Matter

3. Claims 1-26 are allowed.
4. The following is an examiner's statement of reasons for allowance in combination with other claim limitations:

Independent claims 1, 7, 10, 14, 20, and 21-26, when considered as a whole, are allowable over the Prior Art of record. Specifically, the Prior Art of record fails to teach that the system for generating, constructing, and displaying the graphical representation of interrelationships among the plurality of machine vision entities based on the specification wherein the hierarchical and non-hierarchical data flow interrelationships among the machine vision entities, and updating and displaying on the screen of display unit to reflect the enhanced tree-style graphical representation of interrelationships showing both hierarchical and non-hierarchical data flow interrelationships when acquiring, adding, or removing one or more of the plurality of machine vision entities.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Art Unit: 2179

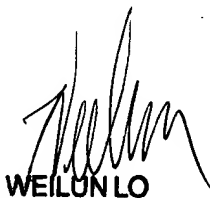
5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Truc T. Chuong whose telephone number is 571-272-4134. The examiner can normally be reached on M-Th and alternate Fridays 8:30 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on (571) 272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Truc T. Chuong

03/16/07



WEILUN LO
SUPERVISORY PATENT EXAMINER